

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

WEDNESDAY, THE 21ST MARCH 2007 / 30TH PHALGUNA 1928

Bail Appl..No. 1695 of 2007()

C.R. No.7/2007 of Kanjirappally Excise Range

: PETITIONER/ACCUSED.

PURUSHAN, AGED 42 YEARS,
S/O. NARAYANAN, KALLOORATHU VEEDU, KORUTHODU,
KOTTAYAM.

BY ADV. SRI.M.J.THOMAS

RESPONDENTS: COMPLAINANT.

CIRCLE INSPECTOR OF EXCISE,
KANJIRAPPALLY RANGE, REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA, ERNAKULAM

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 21/03/2007, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

V. RAMKUMAR, J.

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B.A. No. 1695 OF 2007 B
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Dated this the 21st day of March, 2007

O R D E R

In this Petition filed under Sec. 439 Cr.P.C. the petitioner, who is the accused in C.R. No.7/2007 of Kanjirappally Excise Range for offences punishable under Secs.8(2) and 55(a) of the Abkari Act for allegedly having been found in possession of 22 liters of illicit arrack on 5.2.07, seeks his enlargement on bail. The petitioner surrendered on 9-3-2007.

2. I heard the learned counsel for the petitioner and the learned Public Prosecutor.

3. Having regard to the nature of the offences, the duration of judicial custody of the petitioner and the other circumstances of the case etc., I am inclined to grant bail to the petitioner but from a future date. Accordingly, the petitioner is directed to be released on bail with effect from 9.4.2007 on his executing a bond for Rs.20,000/- (Rupees twenty thousand only) with two solvent sureties each for the like amount to the satisfaction of the J.F.C.M.-I, Kanjirappally and subject to the following conditions:

a. Petitioner shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

b. The petitioner shall make himself available for interrogation as and when required by the police till the filing of the final report.

c. The petitioner shall not influence or intimidate the prosecution witnesses nor shall he attempt to tamper with the evidence for the prosecution.

d. The petitioner shall not commit any offence while on bail.

If the petitioner commits breach of any of the above conditions, the bail granted to him shall be liable to be cancelled.

This application is allowed as above.

(V. RAMKUMAR, JUDGE)

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